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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/500,519	06/29/2004	Helmut Tiesler-Wittig	DE 020009	4356

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PHILIPS INTELLECTUAL PROPERTY & STANDARDS  
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EXAMINER

REHM, ADAM C

ART UNIT PAPER NUMBER

2875

DATE MAILED: 02/15/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	Application No. 10/500,519	Applicant(s) TIESLER-WITTIG ET AL.	
	Examiner Adam C. Rehm	Art Unit 2875	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 27 December 2005.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 13-20 is/are pending in the application.  
     4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 1-8 and 10-12 is/are allowed.
- 6) ☒ Claim(s) 13-20 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 29 June 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
     Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
     Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
     a) ☒ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☒ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

## DETAILED ACTION

### *Claim Objections*

1. Claims 18 and 19 are objected to because of the following informalities:

Applicant claims that said base includes a stop and a snap. However, in the Specification and Figure 10, Applicant discloses a housing having a stop and a snap and does not disclose a base as claimed. As best understood by Examiner, Applicant intended to claim a housing having a stop and a snap. As such, the claims have been interpreted with deference to the Specification and Figure 9. Appropriate correction is required.

### *Claim Rejections - 35 USC § 102*

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 13-18 and 20 are rejected under 35 U.S.C. 102(b) as being anticipated by SANUKI ET AL. (US 6,607,293). SANUKI provides a lamp (1) comprising:

- A housing (2) with electrical contacts (7);
- A burner (26);
- A base for holding the burner (21);
- At least one stud projecting away from said base configured to mechanically attach said base to said housing upon rotation (25, Column 5, Lines 41-45);

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- At least one lug configured for electrical connection with the contacts of the housing being configured to provide said electrical connection upon insertion of said base into an opening of said base and rotation of said base (27, Fig. 5 illustrates lugs 27 projecting away from base portion 21/22, Column 5 Lines 41-54)
- A resilient element on the base for providing resilient force on an outer surface of said housing in cooperation with said stud (27a, Column 5, Line 64-Column 6, Line 8);
- A stop on the [housing] configured to end said rotation (portion of 9 that abuts the "L" portion of 25, Column 5, Lines 47-63); and
- A handle connected to said base configured for facilitating rotation (handle portion of 22).

***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. Claim 19 is rejected under 35 U.S.C. 103(a) as being unpatentable over SANUKI ET AL. (US 6,607,293) as applied to claim 13 above, and further in view of KUSAGAYA ET AL. (US 5,893,632). SANUKI discloses the claimed invention, but does not disclose a snap portion. However, KUSAGAYA teaches a projection/snap (27) to increase the force on the clamping pieces/studs (26) so as to increase the force of the clamping

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pieces (Column 5, Lines 15-22). It would have been obvious to one of ordinary skill in the art at the time of invention to modify SANUKI and use the projection/snap as taught by KUSAGAYA in order to provide a more secure engagement between parts.

***Response to Amendment***

4. Applicant's amendment, dated 12/27/2005, has been received. The objection cited in the office action dated 9/22/2005 is withdrawn.

***Response to Arguments***

5. Applicant's arguments with respect to previously examined claims have been considered. In light of Applicant's amendment, the previously rejected claims are allowed. Applicant's new claims, 13-20, are rejected as provided above. Notably, Applicant's arguments with respect to claim 13-20 have been considered but are moot in view of the new ground(s) of rejection.

***Allowable Subject Matter***

6. Claims 1-8 and 10-12 are allowed.

7. The following is an examiner's statement of reasons for allowance: Claims 1 and 8 are allowable because none of the prior art of record discloses or suggests the elements of the lamp as cited in Claims 1 and 8, with emphasis on a lamp comprising (1) a burner element fastened to (2) a base having (3) locking means projecting transversely to the longitudinal axis and (4) electrical contact elements projecting transversely to the longitudinal axis whereby (5) the base is axially locked and electrically connected to a reflector through rotation of the base about the longitudinal

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axis. Claims 2-7 and 10-12 are allowed because of their dependency upon independent Claims 1 and 8 respectively.

8. Examiner would like to draw Applicant's attention to BEHR ET AL. (US 6,981,793), which was considered with respect to the present application. Notably, the date by which Examiner currently relies upon does not qualify the reference as prior art" given Applicant's priority date.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### ***Conclusion***

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of

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the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

### ***Correspondence***


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Adam C. Rehm whose telephone number is 571.272.8589. The examiner can normally be reached on M-F 9-5:30 EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sandra O'Shea can be reached on 571.272.2378. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

ACR  
2/7/2006



THOMAS M. SEMBER  
PRIMARY EXAMINER